

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 RAY LEE VAUGHN,)
12 Plaintiff,) No. C 09-01568 JW (PR)
13 vs.)
14 SALINAS VALLEY STATE) ORDER GRANTING EXTENSION
15 PRISON, et al.,) OF TIME TO FILE CERTIFICATE
16 Defendants.) OF FUNDS
17

18 On April 9, 2009, plaintiff filed this pro se civil rights action along with an
19 application to proceed in forma pauperis. The same day, the clerk of the Court sent
20 a notification to plaintiff that the application was insufficient because plaintiff had
21 failed to submit a Certificate of Funds in Prisoner's Account completed and signed
22 by an authorized officer at the prison. (Docket No. 3.) On July 22, 2009, plaintiff
23 filed a letter stating that he had filed an updated in forma pauperis application in a
24 timely manner. (Docket No. 5.) The only document this Court has received since
25 the clerk's notice with respect to plaintiff's in forma pauperis application is an
26 "Inmate Statement Report" filed on May 1, 2009.

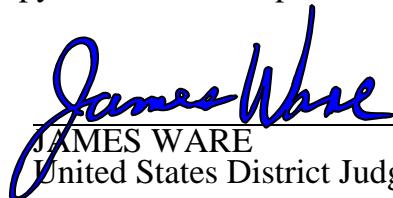
27 To date, there is no record in this action of the Court receiving the necessary
28 Certificate of Funds, without which the Court cannot consider granting leave to

1 proceed in forma pauperis. In the interest of justice, the Court will extend the time
2 for plaintiff to file the certificate. Plaintiff must submit a Certificate of Funds in
3 Prisoner's Account completed and signed by an authorized officer at the prison
4 **within thirty (30) days** from the date this order is filed.

5 **Failure to do respond in accordance with this order will result in**
6 **dismissal of this case without prejudice for failure to pay the filing fee without**
7 **further notice to plaintiff.**

8 The Clerk shall include two blank copies of the Certificate of Funds from the
9 In Forma Pauperis Application with a copy of this order to plaintiff.

10 DATED: August 13, 2009


11 JAMES WARE
12 United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RAY LEE VAUGHN,

Case Number: CV09-01568 JW

Plaintiff,

CERTIFICATE OF SERVICE

v.

SALINAS VALLEY STATE PRISON, et al.,

Defendants.

/

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 8/13/2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Ray Lee Vaughn J-64236
Pleasant Valley State Prison
P. O. Box 8501
Coalinga, Ca 93210

Dated: 8/13/2009

Richard W. Wiking, Clerk
/s/ By: Elizabeth Garcia, Deputy Clerk